

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER  
022290.0158PTUS

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)  
**107580035**

INTERNATIONAL APPLICATION NO.  
PCT/FR2004/050607

INTERNATIONAL FILING DATE  
19 November 2004

PRIORITY DATE CLAIMED  
21 November 2003

TITLE OF INVENTION  
PHARMACEUTICAL FORMULATIONS FOR THE PROLONGED RELEASE OF INTERLEUKINS AND THEIR  
THERAPEUTIC APPLICATIONS

APPLICANT(S) FOR DO/EO/US

Sophie Bignon, et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☐ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
  - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☒ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A preliminary amendment.
14. ☒ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).

PTO-1390 (Rev. 07-2005)

Approved for use through 03/31/2007. OMB 0651-0021

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

|  |              |   |            |   |              |
|--|--------------|---|------------|---|--------------|
| U.S. APPLICATION NO. <b>10/580035</b>  |              | INTERNATIONAL APPLICATION NO.<br>PCT/FR2004/050607                            |            | ATTORNEY'S DOCKET NUMBER<br>022290.0158PTUS |              |
| 20. <input checked="" type="checkbox"/> Other items or information: Return Receipt Postcard, copy of the International Search Report   |              |   |            |   |              |
| The following fees have been submitted   |              |   |            | CALCULATIONS                                | PTO USE ONLY |
| 21. <input checked="" type="checkbox"/> Basic national fee (37 CFR 1.492(a)) ..... \$300   |              |   |            | \$ 300.00                                   |              |
| 22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c))<br>If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) ..... \$0<br>All other situations ..... \$200  |              |   |            | \$ 200.00                                   |              |
| 23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b))<br>If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) ..... \$0<br>Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority ..... \$100<br>International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB ..... \$400<br>All other situations ..... \$500 |              |   |            | \$ 500.00                                   |              |
| TOTAL OF 21, 22 and 23 =   |              |   |            | \$ 1,000.00                                 |              |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)).<br>The fee is \$250 for each additional 50 sheets of paper or fraction thereof.  |              |   |            |   |              |
| Total Sheets   | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE       |   |              |
| 40 - 100 =   | /50 =        |   | x \$250.00 | \$  |              |
| Surcharge of \$130 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).   |              |   |            | \$  |              |
| CLAIMS   | NUMBER FILED | NUMBER EXTRA  | RATE       |   |              |
| Total claims   | 37 - 20 =    | 17  | x 50.00    | 850.00                                      |              |
| Independent claims   | 1 - 3 =      | 0   | x          | 0.00  |              |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable)  |              |   | +          |   |              |
| TOTAL OF ABOVE CALCULATIONS =  |              |   |            | \$ 1,850.00                                 |              |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.   |              |   |            |   |              |
| SUBTOTAL =   |              |   |            | \$ 1,850.00                                 |              |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).  |              |   |            | \$  |              |
| TOTAL NATIONAL FEE =   |              |   |            | \$ 1,850.00                                 |              |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +   |              |   |            | \$  |              |
|  |              |   |            | \$  |              |
| TOTAL FEES ENCLOSED =  |              |   |            | \$ 1,850.00                                 |              |
|  |              |   |            | Amount to be refunded:                      | \$           |
|  |              |   |            | Amount to be charged                        | \$           |

10/580035

PTO-1390 (Rev. 07-2005)

Approved for use through 03/31/2007. OMB 0651-0021

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- a. ☐ A check in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. 50-2228 in the amount of \$ \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-2228. A duplicate copy of this sheet is enclosed.
- d. ☒ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038

**NOTE:** Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:  
CUSTOMER NUMBER: 32042

  
SIGNATURE

Lacy L. Kolo  
NAME

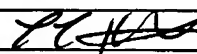
55,340  
REGISTRATION NUMBER

May 19, 2006

|   |      |                          |                       |                 |
|---|------|--------------------------|-----------------------|-----------------|
| Effective on 12/08/2004.<br>Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).<br><b>FEE TRANSMITTAL</b><br><b>For FY 2005</b> |      | <b>Complete if Known</b> |                       |                 |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27  |      | Application Number       | Not Yet Assigned      |                 |
|   |      | Filing Date              | Concurrently Herewith |                 |
|   |      | First Named Inventor     | Sophie Bignon, et al. |                 |
|   |      | Examiner Name            | Not Yet Assigned      |                 |
|   |      | Art Unit                 | N/A                   |                 |
| TOTAL AMOUNT OF PAYMENT   | (\$) | 1,850.00                 | Attorney Docket No.   | 022290.0158PTUS |

|   |  |
|---|--|
| <b>METHOD OF PAYMENT (check all that apply)</b>   |  |
| <input type="checkbox"/> Check <input checked="" type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____ |  |
| <input type="checkbox"/> Deposit Account    Deposit Account Number: <u>50-2228</u> Deposit Account Name: <u>Patton Boggs LLP</u>  |  |
| For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)  |  |
| <input type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee  |  |
| <input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/> Credit any overpayments                         |  |

| <b>FEE CALCULATION</b>  |                     |   |                 |                                |                                  |                       |                 |
|---|---------------------|---|-----------------|--------------------------------|----------------------------------|-----------------------|-----------------|
| <b>1. BASIC FILING, SEARCH, AND EXAMINATION FEES</b>  |                     |   |                 |                                |                                  |                       |                 |
| Application Type  | FILING FEES         |   | SEARCH FEES     |                                | EXAMINATION FEES                 |                       | Fees Paid (\$)  |
|   | Fee (\$)            | Small Entity Fee (\$)                                   | Fee (\$)        | Small Entity Fee (\$)          | Fee (\$)                         | Small Entity Fee (\$) |                 |
| Utility   | 300                 | 150   | 500             | 250                            | 200                              | 100                   |                 |
| Design  | 200                 | 100   | 100             | 50                             | 130                              | 65                    |                 |
| Plant   | 200                 | 100   | 300             | 150                            | 160                              | 80                    |                 |
| Reissue   | 300                 | 150   | 500             | 250                            | 600                              | 300                   |                 |
| Provisional   | 200                 | 100   | 0               | 0                              | 0                                | 0                     |                 |
| <b>2. EXCESS CLAIM FEES</b>   |                     |   |                 |                                |                                  |                       |                 |
|   |                     |   |                 |                                |                                  | <b>Small Entity</b>   |                 |
| <b>Fee Description</b>  |                     |   |                 |                                |                                  | <b>Fee (\$)</b>       | <b>Fee (\$)</b> |
| Each claim over 20 (including Reissues)   |                     |   |                 |                                |                                  | 50                    | 25              |
| Each independent claim over 3 (including Reissues)  |                     |   |                 |                                |                                  | 200                   | 100             |
| Multiple dependent claims   |                     |   |                 |                                |                                  | 360                   | 180             |
| <b>Total Claims</b>   |                     | <b>Extra Claims</b>                                     | <b>Fee (\$)</b> | <b>Fee Paid (\$)</b>           | <b>Multiple Dependent Claims</b> |                       |                 |
| 37  |                     | - 75 = 17   | x 50            | = 850.00                       |                                  |                       |                 |
| <b>Indep. Claims</b>  |                     | <b>Extra Claims</b>                                     | <b>Fee (\$)</b> | <b>Fee Paid (\$)</b>           |                                  |                       |                 |
| 1   |                     | - 3 = 0   | x               | =                              |                                  |                       |                 |
| <b>3. APPLICATION SIZE FEE</b>  |                     |   |                 |                                |                                  |                       |                 |
| If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s). |                     |   |                 |                                |                                  |                       |                 |
| <b>Total Sheets</b>   | <b>Extra Sheets</b> | <b>Number of each additional 50 or fraction thereof</b> |                 | <b>Fee (\$)</b>                | <b>Fee Paid (\$)</b>             |                       |                 |
| 40  | - 100 =             | /50   |                 | (round up to a whole number) x |                                  |                       |                 |
| <b>4. OTHER FEE(S)</b>  |                     |   |                 |                                |                                  |                       |                 |
|   |                     |   |                 |                                |                                  | <b>Fees Paid (\$)</b> |                 |
| Non-English Specification, \$130 fee (no small entity discount)   |                     |   |                 |                                |                                  |                       |                 |
| Other (e.g., late filing surcharge):  |                     |   |                 |                                |                                  |                       |                 |
| 1631 Basic National Stage fee   |                     |   |                 |                                |                                  | 300.00                |                 |
| 1632 National Stage Search Fee - all other situations   |                     |   |                 |                                |                                  | 500.00                |                 |
| 1633 National Stage Examination Fee - all other ...   |                     |   |                 |                                |                                  | 200.00                |                 |
| 1615 National Stage claims - extra total (over twenty)  |                     |   |                 |                                |                                  | 850.00                |                 |

|                     |   |                                   |                |
|---------------------|---|-----------------------------------|----------------|
| <b>SUBMITTED BY</b> |   |                                   |                |
| Signature           |  | Registration No. (Attorney/Agent) | 55,340         |
| Name (Print/Type)   | Lacy L. Kolo  | Telephone                         | (703) 744-8085 |
|                     |   | Date                              | May 19, 2006   |